

AO 440 (Rev. 10/93) Summons in a Civil Action - SDNY WEB 4/99

United States District Court

Southern

DISTRICT OF

New York

DOLPHIN DIRECT EQUITY PARTNERS,
LP and RACE CAR SIMULATION
CORP.,

SUMMONS IN A CIVIL CASE

V.

CASE NUMBER:

INTERACTIVE MOTORSPORTS AND
ENTERTAINMENT CORPORATION,
PERFECT LINE, INC., RACE CAR
SIMULATORS, INC. and WILLIAM
DONALDSON,

08 CV 01553

TO: (Name and address of defendant)

William Donaldson
c/o Jeffrey B. Bailey, Esq.
Bose, McKinney & Evans, LLP
135 N. Pennsylvania St., Suite 2700
Indianapolis, IN 46201

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Daniel H. Weiner, Esq.
Michael D. Tiger, Esq.
Hughes Hubbard & Reed LLP
One Battery Park Plaza
New York, NY 10004

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

FED 14 2008

CLERK

DATE

(BY) DEPUTY CLERK

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RETURN OF SERVICE		
Service of the Summons and Complaint was made by me ¹		DATE
NAME OF SERVER (PRINT)		TITLE
<i>Check one box below to indicate appropriate method of service</i>		
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____ _____		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____ _____		
<input type="checkbox"/> Returned unexecuted: _____ _____ _____		
<input type="checkbox"/> Other (specify): _____ _____ _____		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on _____ <div style="display: flex; justify-content: space-between; width: 80%; margin-left: 0;"> <div style="text-align: center;">Date</div> <div style="text-align: center;">Signature of Server</div> </div> <div style="text-align: center; margin-top: 20px;">Address of Server</div> </p>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

**UNITED STATES DISTRICT COURT
Southern District of New York**

Dolphin Direct Equity Partners

Index # 08CV01558

against

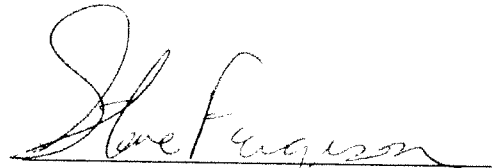
Interactive Motorsports and Entertainment Corporation Affidavit of Service

I, **Steve Ferguson** being duly sworn according to law upon my oath, depose and say, that deponent is not a party to this action, is over 18 years of age and resides in Indianapolis, Indiana.

That on **February 25, 2008 at 12:10 PM**, deponent served the within named **Summons and Complaint** upon **William Donaldson**, therein named. Said service was effected at **c/o his Attorney Jeffrey Bailey at Bose McKinney & Evans, 135 N. Pennsylvania Street #2700, Indianapolis, IN 46201**, in the following manner;

**By serving Judy Sommers, Assistant to Jeffrey Bailey - Mr. Donaldson's Attorney.
Ms. Sommers Stated Mr. Bailey was willing to accept service, but was not in the office.
I attempted to reach Mr. Bailey on Friday, February 22nd, and Monday, February 25th.**

I certify that the foregoing statements made by me are true, correct and my free act and deed. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.


Steve Ferguson, Process Server